



PATENT

Case Docket No. OPTIS.107A

Date: October 19, 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Bernhard B. Sterling et al.
App. No. : 10/825,085
Filed : April 15, 2004
For : METHOD OF DETERMINING
ANALYTE CONCENTRATION
IN A SAMPLE USING
INFRARED TRANSMISSION
DATA

Group Art Unit : 2877

Certificate of Mailing

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop: Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

October 19, 2004

Bruce S. Itchkawitz (Date)

Bruce S. Itchkawitz, Reg. No. 47,677

TRANSMITTAL LETTER

**Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

ATTENTION: MAIL STOP MISSING PARTS

Dear Sir:

In response to the Notice to File Missing Parts of Application Under 37 CFR 1.53(f), which was mailed by the Office on June 30, 2004, enclosed are:

- (X) An executed Declaration by Inventors.
- (X) A Power of Attorney Form and copy of Assignment.
- (X) An extension of time to respond for two (2) months is hereby requested.

Time Extension Fee:

- (X) two months (\$430 large entity)
- (X) A copy of the Notice to File Missing Parts.
- (X) A return prepaid postcard.

10/27/2004 HAL111 00000065 10825085

01 FC:1252

430.00 OP

PATENT

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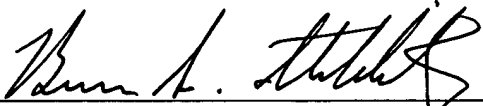
Date: October 19, 2004

(X) Fees as calculated below:

FILING FEE		\$ 790
Twenty-Nine Total Claims in Excess of Twenty (29 x \$18)		\$ 522
Four Independent Claims in Excess of Three (4 x \$88)		\$ 352
FEE FOR EXTENSION OF TIME (LARGE ENTITY)	two (2) months	\$ 430
SURCHARGE 37 CFR 1.16(e)		\$ 130
TOTAL OF ABOVE CALCULATIONS		\$ 2,224
REDUCTION BY 1/2 FOR FILING BY SMALL ENTITY.		
Note 37 CFR 1.9, 1.27, 1.28. If applicable, verified statement must be attached.		N/A
TOTAL FEES SUBMITTED HEREWITH		\$ 2,224

(X) A check in the amount of **\$2,224.00** to cover the above fees is enclosed.

The Commissioner is hereby authorized to charge any additional fees which may be required, now or in the future, or credit any overpayment, to Account No. 11-1410.



Bruce S. Itchkawitz
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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/825,085	04/15/2004	Bernhard B. Sterling	OPTIS.107A

CONFIRMATION NO. 7177

20995
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FORMALITIES LETTER



OC000000013107539

Date Mailed: 06/30/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

10/27/2004 HALI11 00000064 10825085

FILED UNDER 37 CFR 1.53(b)

01 FC:1001	790.00 OP
02 FC:1051	130.00 OP
03 FC:1201	352.00 OP
04 FC:1202	522.00 OP

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$866** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

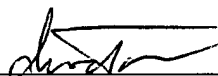
Total additional fee(s) required for this application is **\$1766** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.

- Total additional claim fee(s) for this application is **\$866**
 - **\$344** for **4** independent claims over 3.
 - **\$522** for **29** total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE